

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO**

IN RE:

JOSE ANTONIO RIVERA GONZALEZ

LIZZETTE JANEL AVILES VEGA

DEBTOR(S)

CASE NO.: 10-11784-BKT7

CHAPTER 7

TRUSTEES' NOTICE ON EMERGENCY SALE OF ESTATE PROPERTY

TO THE HONORABLE COURT:

COMES NOW, Roberto Román Valentín, duly appointed Trustee for the above captioned case, who respectfully States and Prays as follows:

Introduction

1. This bankruptcy petition was filed as a Chapter 13 on December 16, 2010 (Docket entry: 1)
2. On August 30, 2011, motion for conversion to a Chapter 7, was filed by debtor (Docket entry: 49). Conversion was granted on September 26, 2011 (Docket entry 58).
3. Notice of Chapter 7 Case was dated September 28, 2011 (Docket entry: 60).

Premises inspection and keys delivery, and public sale of inventory

1. On September 30, 2011, Trustee received phone call from debtors landlord, José A Rivera Robles, in consideration he was aware of debtors Chapter 7 filing and that debtors remain operating a bakery business at location. Trustee contacted debtors Counsel, Juan O Calderon Lithgow, in order that keys were turned to the Trustee, in consideration inspection and valuation of inventory would be taken place on this same date.
2. Inventory at premises consisted of perishables, pastries, wrapped candies, cold non-alcoholic drinks, miscellaneous canned – plastic bottled perishable goods and flour.

3. Once at location, the undersigned Trustee commenced to inspect premises, inside, outside and surrounding neighborhood.
4. The Trustee encountered some unique circumstances, which required special attentions in consideration to the safeguarding of assets, inventory and equipment, these being:
 - a. Business is located at Urb Los Maestros, 465 Calle Souffront, San Juan (Rio Piedras), PR.
 - b. Two public housing projects are near said location, one across the street of business location. At a first glance a suspicious activity was underway in front of debtors' location, which reliable outside sources confirmed our concerns.
5. The undersigned trustee pursued the sale of the dry goods and perishables to a bidder present and a public sale was held described as follows;

Highest bidder is given at most 0 days from the date the sale is approved to pay the balance due, and to immediately remove the goods from premises

Comments:

- a. Sale in the amount of \$200.00 to Mr. Miguel Alberti is approved.
- b. Time of sale started: 2:30 PM
- c. Time of sale finished: 4:00 PM
- d. Joint Debtor: Present
- e. Counsel for Debtor: Present
- f. Creditors: None
- g. Bidders present: Yes
- h. Place of Bid: Debtors premises
- i. Description: Dry Goods and perishables
- j. Bidders present: Miguel Alberti - Telephone No. (787) 764-6440
- k. Bid amount: \$200.00
- l. Highest bidder: Miguel Alberti

m. Amount of Bid: \$200.00

n. Trustee received the amount of \$200.00, in cash, as deposit from the highest bidder

6. The undersigned trustee hereby states that he had accepted this proposal for emergency sale of the dry goods and perishables inventory.
7. In this Trustee's best business judgment, this offer is reasonable since this inventory will not yield any additional benefit to creditors.
8. Due to the urgency and imminent threat of loss of goods, property be vandalized by third parties in order or intent to have access to said inventory, the additional cost and expenses which would be accrued to store and protect assets, and at such time Trustees' personal security, the undersigned believes said transaction was in the best interest of creditors and other parties.

WHEREFORE, the undersigned Trustee, prays this Honorable Court be advised as to the above.

I HEREBY CERTIFY THAT: The foregoing motion has been electronically filed with the Clerk of the Bankruptcy Court using the CM/ECF system which will send notification of said filing to parties appearing on said system including the US Trustee Office and a true copy was mailed to Debtor and Debtor's Counsel, and to all creditors and parties in interest as per Master List on file at the Clerk's office.

RESPECTFULLY SUBMITTED, in San Juan, Puerto Rico, this October 3, 2011.

/s/ Roberto Román Valentín
ROBERTO ROMAN VALENTIN
Chapter 7 Trustee
PO Box 9024003
San Juan PR 00902-4003
Tel: (787) 740-6011 Fax: (787) 740-8411

Label Matrix for local noticing
0104-3

Case 10-11784-BKT7

District of Puerto Rico

Old San Juan

Mon Oct 3 14:21:11 AST 2011

RELIABLE FINANCIAL SERVICES

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c/o WALLACE VAZQUEZ SANABRIA

17 MEXICO STREET, SUITE D-1

SAN JUAN, PR 00917-2202

First Bank

P O BOX 19327

SAN JUAN, PR 00910-1327

STATE INSURANCE FUND CORPORATION

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SAN JUAN, PR 00936-5028

TREASURY DEPT/DEPT JUSTICE

FEDERAL LITIGATION

PO BOX 9020192

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US Bankruptcy Court District of P.R.

U.S. Post Office and Courthouse Building

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San Juan, PR 00901-1964

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ASC DE PROP HACIENDA EL MOLINO INC

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LCDO LA QUAY REBOLLO

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CARICO INTERNATIONAL INC.

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SECC CERTIFICACION

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Department of Treasury

Bankruptcy Section (Suite 1504)

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Resurgent Capital Services
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The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

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(d)RELIABLE FINANCIAL SERVICES
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(d)State Insurance Fund
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San Juan, PR 00936-5028

End of Label Matrix
Mailable recipients 48
Bypassed recipients 3
Total 51